

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Harris Confirmation No.: 4856  
Appl. No.: 10/684,893 Group Art Unit: 1616  
Filed: 10/14/2003 Examiner: Fisher, Abigail L.  
For: DEGRADABLE POLY(ETHYLENE GLYCOL) HYDROGELS WITH  
CONTROLLED HALF-LIFE AND PRECURSORS THEREFOR

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(c)**

I, Jessica L. Gorczynski, am an attorney of record of the disclaimant, Debio Recherche Pharmaceutique S.A., and am authorized to execute this disclaimer on behalf of Debio Recherche Pharmaceutique S.A. The disclaimant, Debio Recherche Pharmaceutique S.A., having a principal place of business at Route du Levant 146, CH-1920 Martigny, Switzerland, is the owner of all right, title, and interest in the above-identified application, by Assignment filed April 16, 2001, and recorded at Reel 11702, Frame 0600.

The disclaimant hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of United States Patent No. 6,258,351, issued July 10, 2001, entitled *Delivery of Poly(Ethylene Glycol)-Modified Molecules From Degradable Hydrogels*, which patent was assigned to the above-identified disclaimant by an Assignment recorded April 16, 2001, at Reel 011702, Frame 0600.

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,258,351, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application which is prior to the expiration of the full statutory term of U.S. Patent No. 6,258,351 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or

In re: Harris  
Appl. No.: 10/684,893  
Filing Date: 10/14/2003  
Page 2

---

terminally disclaimed under 37 CFR 1.321(c), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully submitted,

/jessica l. gorczynski/

Date: December 9, 2008

Jessica L. Gorczynski  
Registration No. 59,731

**Customer No. 00826**  
**ALSTON & BIRD LLP**  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000  
Tel Raleigh Office (919) 862-2200  
Fax Raleigh Office (919) 862-2260

*ELECTRONICALLY FILED USING THE EFS-WEB ELECTRONIC  
FILING SYSTEM OF THE UNITED STATES PATENT AND  
TRADEMARK OFFICE ON DECEMBER 9, 2008.*